HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO. 1584 OF 2007

DATED: 26.2.2007

Between:

The Bharani Mutually Aided Co-operative Housing Society Ltd., rep. by its president V.Rajeswara Rao

.Petitioner

and

Municipal Corporation of Hyderabad, rep. by its Commissioner and others

…Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO.1584 OF 2007

ORAL ORDER:

The writ petition is founded on pure speculation and an apprehension born of a fertile imagination. There is some intractable litigation with regard to land in Sy.Nos.14, 15, 367, 368, 384, 385, 386 and 387 correlated to T.S.Nos.13/1,13/2,13/3 and 13/4 of Gudimalkapur Village, Asifnagar Mandal, Hyderabad district. The petitioner-society also claims to have an interest *qua* title and ownership of these lands. It has filed a declaration under the Urban Land (Ceiling & Regulations) Act (for short "the Act") seeking exemption from the provisions of the Act for holding these lands. There are other claimants too. These disputes need not be considered in this *lis.* In paragraph.14 of the writ petition, the petitioner alleges that:

> "some unknown persons dumped construction material in the land. When I made enquiries with the neighbouring people, they orally informed me that some unknown persons have dumped the construction material. I apprehend that the unknown persons may construct the structures over the land without a valid and sanctioned plan from the respondent Municipal Corporation. I further submit I made a representation to the respondent Municipal Corporation on 24-01-2007 requesting them to not to allow any constructions with any valid sanctioned plan. Till today, the respondent authorities did not respond to my representation."

The pleadings extracted above are vague. There can be no response to such vague pleadings.

The writ petition is misconceived as it is in the realm of mere apprehension of an unknown agency action. The writ petition is

dismissed. The petitioner-society is however at liberty to safeguard its property in accordance with law. In the circumstances there shall be no order as to costs.

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GODA RAGHURAM,J

26th FEBRUARY,2007

***TSNR**